

Waymo v. Uber
Case No. 3:17-cv-00939-WHA

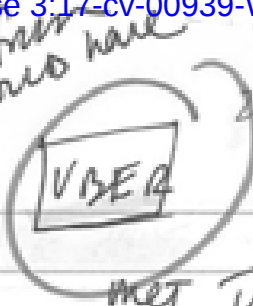
TRIAL EXHIBIT 8854

Uber Objections:

- Fed. R. Evid. 802 – This document contains inadmissible hearsay; namely, out of court statements made by Anthony Levandowski, who participated in the Stroz diligence process in his individual capacity. *See* Br. § II.
- Fed. R. Evid. 805 – This document contains inadmissible hearsay within hearsay; namely, Anthony Levandowski’s recitation of out of court statements made by other declarants. *See* Br. § II.
- Fed. R. Evid. 1002 – The original document contains multiple different colors of writing. The different colors are attributable to different authors and/or were composed separately at different points in time. *See* Br. § II. The trial exhibit is a photocopy of the original document, which obscures the color differences.
- This document was never received by anyone outside of Stroz Friedberg. It is therefore inadmissible for any non-hearsay purpose as to Uber or Ottomotto.

Note: This document is handwritten and is not susceptible to highlighting.

Wanted that Comp. from Uber so we could have a valuation.



to meeting lunch

an announcement from UBER + we had lunch so you could hear (what he'd say about business)

2012

at event 2012 gave them a role in self drive car

what future

2014/2015

Schostein intro. me to TRANS. TRANS handed me to Jeff. Jeff Holden told me to Uber.

July 2015

I stalled I contacted Brian

with UBER

2) Brian de pin

Sept 2015

follow-up meeting of Brian told me a separate start-up to do something up. Brian - act as a coach. Brian in team up a rough Google taken to log

Sept 2015

early UBER - Anthony - Brian McGowan

Uber. we start Uber discussing Uber being shakeout partner to UBER

Thurs night meeting

Sept 2015

customer deal. Fundraising future team / fundraiser figure out cost

2015

me. customer agreement. licensing, funds

Charit Clinton

4) Brian

Sept 2015

say I want to fund - want to start discussing customer out

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924V

lots get over to write an offer in exchange for

help cement the value

8pm - 2am.

Oct 2015 - ~~Having~~ Talk to TK + devolve
 what want to do -
 - Educate him on Uber cars
 - Travis said want deeper
 deal - but transition from
 customer to acquisition
 - ~~Travis~~ Travis text Anthony to meet @ Uber
 bigger deal / sum

Seamus
 come for hours
 a couple
 60 to VBS
 offer
 - ~~Travis~~ go

Oct / Nov. 2015 - ~~Meeting~~ at ~~Uber~~

for long week - CAM
 in person meeting Brian - Anthony double

Oct / Nov. @ Uber office
 merge of (Brian Selosky) and Uber meeting

mean
 all merged
 when doing
 terms No
 acquit

Nov 2015
 after ~~meeting~~ told him stuff wasn't progressing
 w/ UBER

Then discuss what bigger deal be like.
 They understood main focus of
 lanes
 - specifics of what + doing

Dec 2015
 Discuss progress
 - plan to acquire company b/f left Google
 - acquire price
 - terms
 - term sheet

UB
 Travis - 1 m / 2 w deal group (CAM + NINA)
 Brian - 1 runs Uber self driving

~~UPDATE - real progress~~

~~Amil - user - Cam's boss~~

~~(3 convos w/ him)~~

~~many sure deal may aly~~

Post that meeting. you + Liz

10- generally Cam, Nina, Travis,
meetings Justin, Jeff

& turn a month

Analyze terms of Deal

② Deal Terms

- Cautious about how Google contract

Nov/Dec
Timeline

② sol. employ } tactics
conf. . .

shared user contract (Cam)

one became clear.

③ Patents - asked about patent

Veladuni - want to make sure can
make laser part into patients.

DUTIES UBER

Deliver laser

Deliver automated drive part

Devise Uber deploy vehicle faster +
in new markets

Build kit to outfit new cars to

in charge of Otto & Otto a whole
own subsidiary of Uber

Joining Uber

- just Lion + me knew about

- assuming.

nobody @ company broke in line

- main currency was at ~~Uber~~ Google

- Brian Schelberg — ~~what~~ + think
he told

DISCUSS LEAD GUSLE

(Sept)

HANKE

JOHN HANKE

- Brian McClelland seen on Google maps.
- asked for advice about leaving

LARRY PAGE

done

JOHN KATZIK

- done

- How to handle
- Google legal PR
- Business insight
- re: KIT solution

OPTIMIZER

OUTER

OPTIMOTIC

- Build self - dry tracks so can drive your human in
- KIT - sell set hard work to allow car to become self driving.

- why people - interesting technical aspect

- work similar to Google
Both involve themes of self-driving

- Don't get the absolute complete of Google
- KITS secondary
- Even relied on info into you learned
experience of Google
- rely on summary of what
I've seen + heard

Want 50 Employees

- 30 now
- was SWE
EE

STAFF OTTOMATO

referral -
websites of job postings
recruiter -

Anthony - meets / interviews all non Google
employees - 1 of -
Ultimate make go not good

Staff
OTTOMATO

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DIFD For Google Candidates

~~Apple not any~~
- ~~any~~ fact to ~~non-google~~

Don't know

- INT of Nungu's employees
- Khair det-salary
-

Have Google workers in that area common.
if you about being good

TEXT
Email
- Phone
calls

*Russell Smith "I would be interested
in having a chat w/

NO IMPACT OF CODE —

11 Trails —

Policy. Don't buy personal mail
- " " tools / take home

Vendors - contacted same vendors previously before

- Machine Shop - makes part
- Purchases Equip. - from camera

Adrian Aron

no longer @ 6000
left Dec 2015

2011 - Dec 2015
works in diff team,
suggested I should leave
Google - talked w him about
leaving + he joining his
start up

- spoke w him abt not
papering + should leave
- told him considering leave

Hada Akmer

- Jan 2016
- spoke w him abt
leaving Google - Jan 2016
 - also asked made a questionnaire
wanted to answer in
winter
 - Not talked to him since
then

People
spoke w/

lots
business

Peter Arcam

- Jan 2016 -

ME on
vehicle team
that was far
of laser

- asked if A. leaving
you sure yes.
no further

- asked what day +
said don't
know

Andrew Baxter - Sweeney - Jan 2016

DITTO
single word.

Clay Bavor

- Jan 24 told ^{clay} ~~that~~
hang ~~was asked~~
(He proprietary equipment of
yours @ Google)

would
in
Siri

Google Siri-projects

- Bill
- ① cardboard - cheap v.r. headset
 - ② Megapreference - making robot move
(telepresence) in

Siri
projects
Business

Non Google Project

③ Side Future Game stick
messed with. can't

ROBOT arm
motion capture system

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- Prototype This - TV show (showcased A-Robots)

Antimony Robot } Oct 17, 2011
570. systems } acquired

- Darpa Grand Challenge - (pre Google) (Event for Robotic Competitions)

- GPS guided tractors
- GPS augmented bulldozers
- mobile mapping equipment

required Vuforia - its build streamer (around 2007)

↳ Tyrannus — ~~arb~~ anywhere perched or there
Chadcoth

Glinn — Side proj Funded + advised w/ D. Estrade

date known involved + abused

to appear

Nemo - advise \neq own

Building System modular building
- manufacturer company

East Bay Pottery - Real Estate Trust

~~Aarn Cunningham~~
~~left Google~~
~~2013~~
~~(attorney's startup)~~

- one convo to reconnect +
 see if he will become
 advisor to Otto

- as a consultant

~~Jonathan~~
~~Bruce Dandell~~
~~lunch~~
~~@ that~~
~~near~~
~~home~~

Jan 2016

- follow up convo w/
 Lang

- text messages
 re: coordinating
 lunch

- discuss his role in
 NEWCO - same as
 Google

~~David Estrada~~
~~left Google~~
~~2012~~

- 2 phone - 2 meetings
~~at Google~~
 after leaving Google
 Anthony + David
 had a conversation
 re: issues in deploying
 self driving cars

Glimmer - take view of
 face

Asky
 in
 chair

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Dave Ferguson
still Google

Jan 2016

- talked to him abt leaving Google
 want to leave + do something new

to leave

- he was interested in doing Amazon - Robot
- super worried you would UBER - & want to join complete

Bernard Fidiic

& recruit

- told him leave in Jan. 2016

- told him I wanted to make Robot trucks

to leave

- & recruit

(Pierre & really want to
leave probably new)

~~Moat~~

~~ARLH~~

~~Screen Jules Gant~~

~~(Director Edgar Leharder)~~

~~(works at ROBOT Park Garage)~~

~~chauffeur~~

~~OTO~~

~~Jan 2016 told him leaving~~

~~Recruited him to help stay~~

left 2011

~~George Lagui -~~

~~left Google 2011~~

→ Two Levin Feb 2016 left Recruited him

~~Ash eem General~~

~~Electronics~~

~~Edgar~~

~~left Google (contractor)~~

~~2012~~

→ Recruited after left Google

WORKED w/ A on
fury @ Travis.

Bayan Majumdar (left 2012)

me

- left left
60% to

- trying to
have her

Robbie Miller

- sept 2015 / few
conv.

- spoke about
NEWCO last
week

Ops Manager

left ~~from~~ / months ago.
joined Otto March 2016

about

- Robbie came to me
why aren't we doing
self-driving trucks

- He leaves Feb 2016 - after he
leaves AL has convo of
him ~~from~~

Robbie comes to house after
trip to Africa - wants
to know what day gets
off left

must
of exh
day 2

Exe TATE Questions

in

Info want

Vendor Shredded

Eric
Tate

① - name of vendor in Oaker

② - ^{any} ~~no~~ written certification
thus far

(we will -

Dave

③ when did the 17,450 odd emails
get into Anthony's duplex acct.

S. Mains

④

Dave was going to look @

Duplex acct, to see when
sync'd → ask him when he sync'd of duplex
of laptop

March 22 - 72 - emails elect
toned. - (time stamp)

connected to
time of ST =

Why did Anthony
bring it to the Union
what - High Source Conf/Prop/Teal
Info M: SDC

W.A. Bittly

at least it is in
evidence of Anthony's
computer

Why did
he do it?

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Total TB - 24 TB data

Forensic

Last Access Report (Date/Time)

File Extension - ~~not~~ descriptor
doc. file type/extension
extension

Access for purposes of report

~~Not a file name~~

→ Just a file type.

gnd
with

List of ~~meta~~ metadata fields

what it is - which device / when accessed
File type

last access

File type size

fields

Forensic analysis of all artifacts -

USB / 1A / 15 / DESTROY - go - by Sunday

Nick Munley

Don't talk to until/ after
he left room + I
left camp

Andrew Schultz

CoFund SID system
Chemist & E

EE

Jan 2016

AS approaches him
+ says he hears
stuff - AS said
guy to leave - once
not welcome to
talk to me +

+ no recruit

+ offer

+ solicit

Jack Tisdale

SE @ Eagle

(collegial classroom talk
@ OTP)
other people have
important
work should
not be
joined

Nov/Dec 2015
Lunch

- ~~not~~ discussed
direction of project
- AS confirmed guy
to leave once set
back

JT - tell him when
AS told me.

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Michael Toure
Google
ME (check)

1/2015

He announced
AZ about wanted
to start new
business - I invited
an Date Knight

~~after
left~~

App.
- Reached out via
text you left
I want to talk to
you - sent
him canned
response

Tajiri Bhu
Google
SE Check

- lives near me
- he wanted valuation
of Uber from
Brian McCloud

Therapy analysis
2011 - led

Dec/Jan =
2015/16 spoke about
Leary Google - before
AZ team

Big

- Tajiri head rumors +
wanted to know about what
don't

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- told him maybe do
something of traveling
I told him about it
first

- Reached out via text
messages to talk

- I can only talk abt
now work stuff

- Came to work - saw
truck - commented
on working and less towards

- told him couldn't
meet him